

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office OCT 17 1991

Returned to applicant for correction _____

Corrected application filed _____

Map filed OCT 29 1991 under 56845

The applicant Smith Bros. OX Ranch

OX Ranch, of Ruby Valley
Street and No. or P.O. Box No. City or Town

Nevada, 89833, hereby make _____ application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

Amelia S. Smith, Paul W. Smith, Albert N. Smith

1. The source of the proposed appropriation is Underground, Smith Well No. 2
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.0325 cfs second-foot
(One second-foot equals 448.83 gals. per min.)

(a) If stored in reservoir give number of acre-feet _____

3. The water to be used for Stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kinds of animals to be watered 700 head cattle

(c) Other use (describe fully under "No. 12. Remarks") _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, T. 30 N.,
Describe as being within a 40-acre subdivision of public

R. 60 E., M.B.B. & M., or at a point from which the S. $\frac{1}{4}$ Corner of said Section 3
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

bears S. 18°34' W. 940 feet.

6. Place of use SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, T. 30 N., R. 60 E., M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Repair windmill, clean tanks and pipe line.
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of work \$2000.00

10. Estimated time required to construct works 1 year

If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 2 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Stockwatering calculated at 30 gal. per head per day.

Ernest E. Muller, Sr., SWRS 702
 By s/Ernest E. Muller
 750 W. Pueblo St., Reno, NV., 89509

Compared bk/vjw ap/se

Protested _____

APPROVAL _____ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.022 cubic feet per second, or sufficient to water 700

head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before June 18, 1993

Proof of completion of work shall be filed on or before July 18, 1993

Application of water to beneficial use shall be made on or before June 18, 1995

Proof of the application of water to beneficial use shall be filed on or before July 18, 1995

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed AUG 16 1993

Proof of beneficial use filed AUG 16 1996

Cultural map filed _____

Certificate No. 14425 Issued SEP 12 1996

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 18th day of June

A.D. 1992

R. Michael Turnipseed, P.E.
 State Engineer